

Message Text

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ACTION SS-25

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FM AMEMBASSY ANKARA

TO SECSTATE WASHDC IMMEDIATE 2105

INFO SECDEF WASHDC IMMEDIATE ZFF

AMEMBASSY ATHENS

AMEMBASSY NICOSIA

AMCONSUL ADANA

AMCONSUL ISTANBUL

AMCONSUL IZMIR

USMISSION USNATO

DIRNSA WASHDC

USNMR SHAPE

CINCUSAFE

CINCEUR

USDOCOSOUTH NAPLES

CINCUSAREUR

CINCUSNAVEUR LONDON

S E C R E T ANKARA 0566

EXDIS

MILITARY ADEES HANDLE AS SPECAT EXCLUSIVE

E.O.11652: XGDS-3 INDEFINITE

TAGS: MASS, MARR, PFOR, TU

SUBJECT: TURKISH BASE NEGOTIATIONS: LAND AREAS

REF: ANKARA 0515 DTG 211257Z JAN 76

1. NEW DRAFT LANGUAGE ON LAND AREAS IS PROPOSED BELOW
FOR WASHINGTON CONSIDERATION. IT WOULD REPLACE PARAS ONE
AND TWO OF JOINT TEXT ARTICLE XIII. IT IS DESIGNED
TO TAKE CARE OF U.S. NEEDS WHILE PERHAPS APPEARING LESS
OFFENSIVE TO GOT THAN THAT IN CURRENT U.S. TEXT.
THE NEW LANGUAGE FOLLOWS AND

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SUBSEQUENT PARAGRAPHS CONTAIN FURTHER RATIONALE.

BEGIN TEXT:

THE GOVERNMENT OF THE REPUBLIC OF TURKEY HAS MADE AVAILABLE, FOR THE PURPOSES OF THIS AGREEMENT, STATE-OWNED LAND AREAS TOGETHER WITH EXISTING IMPROVEMENTS, UTILITIES AND NECESSARY RIGHTS OF WAY. THESE AREAS WILL, SUBJECT TO THE PROVISIONS OF THIS AGREEMENT, REMAIN AVAILABLE FOR USE BY AND WITHOUT COST OR CLAIMS AGAINST THE GOVERNMENT OF THE UNITED STATES OF AMERICA UNTIL THE AGREEMENT IS TERMINATED OR, WITH REGARD TO A PARTICULAR LAND AREA, UNTIL THE UNITED STATES' PORTION OF THE ACTIVITY OF THE INSTALLATION IS TERMINATED. ANY ADDITION TO OR REDUCTION OF LAND AREA AND RIGHT OF WAY REQUIREMENTS SHALL BE JOINTLY DETERMINED BY THE APPROPRIATE AUTHORITIES OF THE GOVERNMENTS. ADDITIONAL AREAS AND RIGHTS OF WAY APPROVED BY THE GOVERNMENT OF THE REPUBLIC OF TURKEY, IF ANY, SHALL BE MADE AVAILABLE FOR JOINT USE UNDER THE SAME CONDITIONS AS THOSE PRESENTLY PREVAILING.

END TEXT.

2. WE BELIEVE THE PAST TENSE IN FIRST SENTENCE AND QUALIFIERS IN LAST SENTENCE MAY HELP MEET GOT POLITICAL CONCERN OVER RECOGNITION WITHIN THE AGREEMENT OF U.S. AUTHORITY TO ACQUIRE ADDITIONAL LAND (REFTEL).

3. THE QUESTION OF PRIVATE OWNERSHIP OF DESIRED LAND AREAS IS NOT DIRECTLY ADDRESSED IN THIS FORMULATION, HOWEVER, THE REFERENCE TO THE LAND BEING MADE AVAILABLE UNDER CONDITIONS PRESENTLY PREVAILING WOULD, IN OUR VIEW, OFFER THE U.S. SUFFICIENT PROTECTION. THERE APPEARS TO BE LITTLE LIKELIHOOD THAT THE U.S. WILL WANT ADDITIONAL BASES IN TURKEY AND REQUIREMENTS FOR EXPANSION OF EXISTING FACILITIES SHOULD NOT BE GREAT.

4. CONSIDERATION OF THIS ISSUE BY ASULA-GARDNER WORKING GROUP HAS NOW BEEN POSTPONED UNTIL EARLY NEXT WEEK. WE WOULD APPRECIATE EARLY WASHINGTON COMMENT.

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